

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 60

House Engrossed
FILED
JANICE K. BREWER
SECRETARY OF STATE

HOUSE BILL 2038

AN ACT

AMENDING SECTION 28-2010, ARIZONA REVISED STATUTES; RELATING TO THE
MOTORCYCLE SAFETY ADVISORY COUNCIL.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-2010, Arizona Revised Statutes, is amended to
3 read:

4 28-2010. Motorcycle safety fund; administration; advisory
5 council

6 A. A motorcycle safety fund is established consisting of monies
7 deposited pursuant to subsection B of this section and monies from gifts,
8 grants and other donations. The director of the governor's office of highway
9 safety shall administer the fund. On notice from the director of the
10 governor's office of highway safety, the state treasurer shall invest and
11 divest monies in the fund as provided in section 35-313, and monies earned
12 from investment shall be credited to the fund. Up to ten per cent of the
13 monies in the fund may be used for administrative costs. Monies in the fund
14 are subject to legislative appropriation and are exempt from the provisions
15 of section 35-190 relating to lapsing of appropriations, except that all
16 monies in the fund that are deposited pursuant to subsection B of this
17 section and that exceed one hundred fifty thousand dollars revert to the
18 state highway fund.

19 B. Notwithstanding section 28-2004, through June 30, 2005 2010, the
20 director of the department of transportation shall deposit, pursuant to
21 sections 35-146 and 35-147, one dollar of each motorcycle registration fee
22 collected pursuant to section 28-2003 in the motorcycle safety fund.

23 C. Subject to legislative appropriation, the director of the
24 governor's office of highway safety shall use monies deposited in the
25 motorcycle safety fund pursuant to this section, after consultation with the
26 state motorcycle safety advisory council, to implement and support voluntary
27 motorcycle education, awareness and other programs, including covering the
28 cost of materials for motorcycle safety, education and awareness programs.

29 D. Through June 30, 2005 2010, the state motorcycle safety advisory
30 council is established consisting of five members who have experience in
31 motorcycle safety and who are appointed by the governor for three year
32 terms. Members may be removed for cause and may be reappointed. The council
33 shall meet at least quarterly and on the call of the director of the
34 governor's office of highway safety for advice on the expenditure of monies
35 in the motorcycle safety fund.

APPROVED BY THE GOVERNOR APRIL 8, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 9, 2004.